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Power of Attorney to Prosecute Applications Before the USPTO; Statement Under 37 CFR 3.73(b)

In re:	Hein et al.	Confirmation No.:	4901
Appl No.:	10/062,467	Group Art Unit:	1651
Filed:	February 5, 2002		
For:	Novel Epithelial Tissue Imaging Agent		

Number of Pages: (Including cover page) 3

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P. 002

Attorney's Docket No. 040989/283649

NOV 10 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Hein et al.
Appl No.: 10/062,467
Filed: February 5, 2002
For: Novel Epithelial Tissue Imaging Agent

Confirmation No.: 4901
Group Art Unit: 1651

STATEMENT UNDER 37 CFR 3.73(b)

BIOLEX, INC. is:

1. the assignee of the entire right, title, and interest; or
2. an assignee of an undivided part interest

in the patent identified above by virtue of:

- A. An assignment from the inventor(s) of the patent application/patent identified above. A copy of said assignment that is being recorded separately is attached hereto.
- B. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel , Frame .
- C. A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: Mich B. Hein; Andrew C. Hiatt; John H. Fitchen To: Epicrete Pharmaceutical, Inc.
The document was recorded in the Patent and Trademark Office at
Reel 010821, Frame 0263, or for which a copy thereof is attached.

2. From: Epicrete Pharmaceutical, Inc. To: Biolex, Inc.
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Additional documents in the chain of title are listed on a supplemental sheet.
 Copies of assignments or other documents in the chain of title are attached.

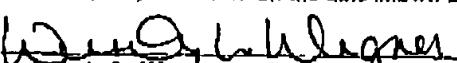
The undersigned is empowered to sign this statement on behalf of the assignee.

11/10/2004

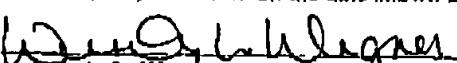
Date

Kathryn L. Coulter

Kathryn L. Coulter, Registration No. 45,889

CUSTOMER NO. 00826 ALSTON & BIRD LLP Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Raleigh Office (919) 862-2200 Fax Raleigh Office (919) 862-2260	CERTIFICATION OF FAXSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office to Fax No. (703) 872-9306 on the date shown below.  Wendy L. Wagner Date November 10, 2004
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POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby appoint:

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OR Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) and are authorized to act on behalf of the Assignee in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Assignee Name and Address:

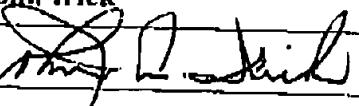
Biolex, Inc.
158 Credle Street
Pittsboro, NC 27312

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Name John Irick

Signature 

Date 10/22/04

Title Senior Vice President and Chief Business Officer

Telephone 919-542-9901